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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO.1942 OF 2007

Shamrao Bhimrao Mhaske ...Petitioner
V/s.
The State of Maharashtra ...Respondent

Mr.Rahul S. Kate, Advocate, for the Petitioner.

Mr.Y.S. Shinde, APP, for the State.

CORAM : A.P. DESHPANDE, J.

DATED : 21ST NOVEMBER, 2007.

P.C.:

1. By this Writ Petition, the petitioner questions the presence of prosecution witness Anil Sawant while deposition of the other witness by name Sajid Jalauddin Shaikh was being recorded.

2. Touching the grievance made in the petition on this aspect of the matter, a report was called by this Court from the Principal Judge, District Satara. Perusal of the said report reveals that the moment the fact of presence of Mr.Anil Sawant was brought to the notice of the Presiding Officer, he was asked to vacate the Court room.

3. Be that as it may, the learned APP appearing for the respondent-State, on the instructions from the

I.O., assures this Court that hereafter no witness who is yet to be examined will remain present in the Court hall while the deposition of the other witness is being recorded.

4. This brings an end to the limited grievance pressed in service in this petition. In view of the assurance given by the learned APP, no further orders in this regard are necessary to be issued. Hence the Writ Petition stands disposed of.

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